

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

-against-

RAHMEL GARRAWAY,

Defendant.

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: 10/18/2020

No. 19-CR-857-04 (NSR)

ORDER

NELSON S. ROMÁN, United States District Judge:

On October 7, 2020, Defendant Rahmel Garraway filed a letter motion to extend the Court's temporary release order, dated September 18, 2020 (ECF No. 130), by 30 days. (*See* ECF No. 143.) The Government filed its response on October 15, 2020. (*See* ECF No. 145.)

Based on the information provided in the parties' submissions and at previous hearings, the Court GRANTS Defendant's motion. In particular, the Court determines that, in light of the dire circumstances presented by COVID-19, a thirty-day extension of Defendant's "temporary release" to the "custody of" an "appropriate person" is "necessary" for a "compelling reason." *See* 18 U.S.C. § 3142(i).

The Court continues the bail conditions set by Pretrial Services, which include:

- The defendant shall be placed under 24-hour home incarceration at the home of Autumn Brown at 2 Lakeview Drive, Apartment D3, Peekskill, New York 10566, to be enforced by location monitoring technology determined by Pretrial Services;
- When home visits are scheduled by Pretrial Services, to the best of his ability, the defendant shall comply with Pretrial Services' requests to remove all cohabitants of the residents prior to the visit;
- The defendant must report and disclose to Pretrial Services when any cohabitant of the residence, including self, may be symptomatic of any illness;
- Travel limited to legal or medical appointments in the Southern and Eastern

Districts of New York with Pre-Trial Services' approval;

- \$100,000 personal recognizance bond, signed by the defendant and three financially responsible persons;
- Surrender of all travel documents or passports and no new applications;
- Pretrial supervision as directed by Pretrial Services;
- The defendant shall not commit a federal, state, or local crime during temporary release; and
- Any other conditions deemed necessary by Pretrial Services.

Failure to comply with the above conditions shall result in the revocation of this Order.

This Order shall be effective for a period not to exceed 30 days, at which time the need for continued release under the "compelling reason" that release was ordered shall be revisited by the Court. **Defendant shall surrender to the Westchester County Jail by 11:00 a.m. on November 20, 2020, unless the Court finds prior to that date — pursuant to a letter motion filed by Defendant — that "compelling" reasons still exist to extend the Defendant's release.** Should Defendant seek an extension of the release period for good cause, said application must be made fourteen days prior to the expiration of the 30-day period.

The Clerk of Court is directed to terminate the motion at ECF No. 143.

Dated: October 18, 2020
White Plains, New York

SO ORDERED:



NELSON S. ROMÁN
United States District Judge